

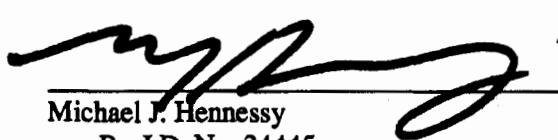
**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

Bruster's,	)	
	)	Civil Action No. 2:05-cv-01104
Plaintiff,	)	
	)	
v.	)	Judge Gary L. Lancaster
	)	Magistrate Judge Lisa Pupo Lenihan
Stanley M. Bishop and Lee Khanna,	)	
	)	
Defendants.	)	

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Plaintiff Bruster's and Defendants Stanley M. Bishop and Lee Khanna, pursuant to Fed.R.Civ.P. 41(a)(1), hereby enter into this joint stipulation of dismissal with prejudice. This action should be dismissed with prejudice, each party to bear its own fees and costs. Plaintiff's Motion for Preliminary and Permanent Injunction should be denied as moot.

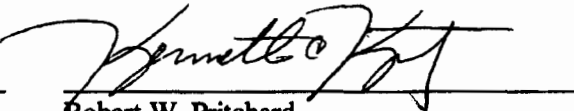
Respectfully submitted,



Michael J. Hennessy  
Pa. I.D. No. 34445  
mhennessy@dkwlaw.com  
DKW Law Group LLC  
600 Grant Street, 58th Floor  
Pittsburgh, PA 15219  
412.355.2600  
Fax: 412.355.2609

Patricia B. Cunningham  
Sutherland, Asbil & Brennan  
999 Peachtree Street, NE  
Atlanta, GA 30309-3996

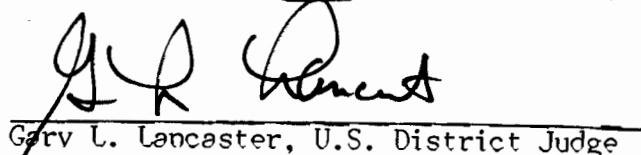
Counsel for Plaintiff



Robert W. Pritchard  
Pa. I.D. No. 76979  
rpritchard@littler.com  
Kenneth C. Kurtz  
Pa. I.D. No. 84124  
ckurtz@littler.com  
Littler Mendelson P.C.  
625 Liberty Avenue, 26th Floor  
Dominion Tower  
Pittsburgh, PA 15222  
412.201.7628 / 7633  
Fax: 412.456.2377

Counsel for Defendants

SO ORDERED, this 23 day of December, 2005.



Gary L. Lancaster, U.S. District Judge